

GOVERNMENT OF ANDHRA PRADESH

Abstract

Public services – Allegation of corruption against Sri Malraju Anil Kumar, Village Revenue Officer, Namnoor village, I/c Garmilla Village, Mancherial Mandal, Adilabad District – Trapped by ACB Officials on 15-3-2008 – Sanction of Prosecution – Orders – Issued.

REVENUE (VIG.VII(2)) DEPARTMENT

G.O.Ms.No. 842

Dt:18-08-2009

ORDER

Whereas, Sri M.Anil Kumar, worked as Village Revenue Officer, Namnoor Village, I/c Garmilla Village, Mancherial Mandal, Adilabad district during the period from 01-11-2006 to 15-3-2008 and as such he is a public servant within the meaning of clause (c) of section (2) of the Prevention of Corruption Act, 1988(Act 49 of 1988).

2. And whereas, it is alleged that, Sri Chitkem Kumar is a resident of Vemula Basthi, Mancherial Town, Adilabad district and that Late Chiktam Sailu, grand father of Sri Chitkem owned and possessed an extent of 0.32 Acres of land situated in survey Nos.306 and 306/6 situated in the out skirts of Garmilla Village and he died on 31-12-2006 and after his death the said land is under the occupation of his two sons viz. Sri Ch.Agaiah and Sri Ch.Pulliah. They submitted an application to the Tahsildar, Mancherial, on 16-2-2008 for grant of mutation of title of said land on their names equally from the name of their father. The Tahsildar, Mancherial, made an endorsement on the application and forwarded the same to Sri M.Anil Kumar, Village Revenue Officer on the same day for enquiry and to offer his remarks. When Sri Chitkem Kumar approached the accused officer, the said Sri M.Anil Kumar on 16-2-2008 along with his father and paternal uncle with regard to conducting of enquiry and submission of report to Tahsildar, Mancherial, the said Sri M.Anil Kumar demanded an amount of Rs.10,000/- as bribe for conducting enquiry and submitting the report to the Tahsildar. Again Sri Chitkem Kumar approached the accused officer on 12-3-2008 along with his father and paternal uncle at his residence and requested to process the file and submit the enquiry report to the Tahsildar. For which Sri M.Anil Kumar, re-iterated his earlier demand of bribe of Rs.10,000/-. On their persistent requests, he reduced the bribe amount to Rs.5,000/-. On the same day i.e. on 12-3-2008 Sri M.Anil Kumar took the signatures of the father and paternal uncle of Sri Chitkem Kumar on the related papers and informed them that as and when they pay the demanded bribe of Rs.5000/- he would conduct enquiry and submit his report to the Tahsildar. Sri Chitkem Kumar his father and paternal uncle reluctantly agreed to pay the demanded bribe amount to the accused officer, as there is no option left.

..Contd.p.2.

3. And whereas, it is further alleged that Sri M.Anil Kumar, Village Revenue Officer demanded and accepted an amount of Rs.5000/- as illegal gratification other than legal remuneration in his residential house from the said Chitkem Kumar on 15-3-2008 at about 8.45 AM and he was trapped by the Anti Corruption Bureau Officials of Karimnagar Range in Cr.No.3/ACB-KMR/08. The tainted amount of Rs.5000/- was recovered at the instance of Sri M.Anil Kumar from the table drawer in the verandah(hall). The phenolphthalein test conducted on both hand fingers of Sri M.Anil Kumar, and the right hand fingers yielded positive result, but the left hand fingers remained unchanged;

4. And whereas, the above said acts of Sri M.Anil Kumar, Village Revenue Officer, Namnoor Village, I/c Garmilla Village constitute offences punishable under sections 7 and sub-section(2) of section 13 read with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act, 1988(Act 49 of 1988).

5. And whereas, the Government of Andhra Pradesh being the competent authority to remove Sri M.Anil Kumar, Village Revenue Officer, from service after fully and carefully examining the material placed before them and having regard to the facts and circumstances of the case consider that the said Sri M.Anil Kumar, Village Revenue Officer, Namnoor Village, I/c Garimilla Village, Mancheria Mandal, Adilabad district should be prosecuted in a competent court of law for the aforesaid offences.

6. Now, therefore, in exercise of the powers conferred by clause(b) of sub-section (1) of Section 19 of the Prevention of Corruption Act, 1988 (Act 49 of 1988), the Government of Andhra Pradesh hereby accord sanction for prosecution of the said Sri M.Anil Kumar, Village Revenue Officer, Namnoor Village, I/c Garimilla Vilage, Mancheria Mandal, Adilabad district for the offences punishable under section 7 and sub-section (2) of section 13 read with clause(d) of sub-section(1) of section 13 of the Prevention of Corruption Act, 1988 (Act 49 of 1988) and for any other cognate offences punishable under any provisions of law for the time being in force in respect of the above said acts and also for taking cognizance of the said offences by the court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ASUTOSH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General
Anti Corruption Bureau
A.P., Hyderabad.

//FORWARDED BY ORDER//

SECTION OFFICER